

Feb-14-2006 11:07am From:ALSTON AND BIRD

4048817777

T-007 P.002/003 F-812

Attorney's Docket No. 018/006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2006 FEB 14 PM 1:52

In re: Brient
 Appl. No.: 10/726,419
 Filed: December 2, 2003
 For: METHODS AND APPARATUSES FOR DISPENSING CONDIMENTS

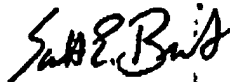
Confirmation No.: 6795
 Group No.: 3751
 Examiner: Maust, Timothy Lewis

MAIL STOP 16
 Director of the US Patent and Trademark Office
 P.O. Box 1450
 Alexandria, VA 22313-1450

REQUEST FOR REFUND
 (Improper Charge of Credit Card)

1. **REFUND REQUEST:** This is a request for a refund of \$510.00, with respect to the charge to American Express Credit Card Account No. 3725-236158-94004 for Fee Code 2253, shown on the enclosed statement dated January 27, 2006, for the above-identified patent application.
2. **EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR:** We were charged the \$510.00 fee for a 3 month Extension of Time twice. We were charged December 28, 2005 and December 30, 2005.
3. **MANNER OF REFUND:** Please make refund by crediting our American Express Credit Card Account # 3725-236158-94004.

Respectfully submitted,



Scott E. Brient
 Registration No. 44,561
 (Prosecuted pro se)

Scott E. Brient
 625 Highlands Court
 Roswell, Georgia 30075
 (770) 642-4762 (Home Telephone)
 (404) 881-7728 (Work Telephone During
 Normal Business Hours)

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office Fax No. (571) 273-6500 on the date shown below.

 2/14/06
 Laisha Richardson Date

Feb-14-2008 11:08am From:ALSTON AND BIRD

4048817777

T-007 P.003/003 F-812

Prepared For
SCOTT E BRIENTAccount Number
XXXX-XXXXX8-84004Closing Date
01/27/06

Page 3 of 8

New Activity Continued

Foreign Currency conversion rate is
base rate plus 2%. See page 2 for details.

Foreign Spending

Amount \$

01/28/06 CENTRAL AMERICA.COM FORT LAUDERDALE FL		129.03
0000 01/28 TRAVEL AGENTS 01/28/06		Credit
12/28/05	ANNUAL MEMBERSHIP FEE SCOTT E BRIENT PERIOD 02/06 THRU 01/07	85.00
12/28/05	US PATENT TRADEMARK 703-3054631 VA 10726419 GOVERNMENT SERVICES 12/28/05	510.00
12/29/05	KINKOS 1587 MARIETTA GA 056465834 QUICK PRINTING 12/29/05	6.89
12/29/05	USPS 1204440688 MARIETTA GA 204440688 POSTAL SERVICES 12/29/05	13.65
12/29/05	TLUANA JONES CANTINAMARIETTA GA 300028819 00 FOOD AND BEVERAGE 12/29/05	34.48
12/30/05	PUBLIX STR# 0514 ATLANTA GA 14005 GROCERIES 12/30/05	26.93
12/30/05	US PATENT TRADEMARK 703-3054631 VA 10726419 GOVERNMENT SERVICES 12/30/05	510.00
12/31/05	GODADDY.COM (480)824-2500 32941375 24/OTHER 12/31/05	249.40
12/31/05	THE MELTING POT RESTALPHARETTA GA 59930030 FOOD-BEV 12/31/05	17.88
12/31/05	THE MELTING POT RESTALPHARETTA GA 59930075 FOOD-BEV 12/31/05	189.05
01/01/06	SIRIUS SAT RADIO SVC889-638-7474 NY T1408728 SAT RADIO 01/01/06	38.85
01/03/06	RISING ROLL ATLANTA GA 000351056 FOOD/BEVERAGE 01/03/06	8.96
01/04/06	AMAZON.COM SUPR RSTORAMZN.COM/BILL WA 3M0KLWTVZ MERCHANDISE 01/04/06	11.24
01/04/06	AMAZON.COM SUPR RSTORAMZN.COM/BILL WA 838R0DDO MERCHANDISE 01/04/06	22.49
01/08/06	BP 24119 ATLANTA GA BP PAY AT PUMP42411918 01/08/06	42.16
01/08/06	KROGER #497 SHOSWELL GA 049782758 GROCERIES/SUNDRIES 01/08/06	25.37
01/08/06	KROGER #497 SHOSWELL GA 049781261 GROCERIES/SUNDRIES 01/08/06	18.26
01/08/06	KROGER #497 SHOSWELL GA 049781313 GROCERIES/SUNDRIES 01/08/06	33.19
01/11/06	GODADDY.COM (480)824-2500 33446753 24/OTHER 01/11/06	36.00
01/11/06	THAI CHILI MIDTOWN ATLANTA GA 39990048 FOOD/BEVERAGE 01/11/06	37.77
01/12/06	FOR EYES OPTICAL MODHIALEAH FL 123000070 OPTICIAN 01/12/06	116.45
01/15/06	KROGER #497 SHOSWELL GA 049781950 GROCERIES/SUNDRIES 01/15/06	12.83
01/15/06	THAI HOUSE ROSWELL GA 000096001 01/FOOD AND BEVERAGE 01/15/06	24.35
01/17/06	YOURMUSIC.COM CS@YRMUS.COM IN 1240735 CD SUBSCRIPTION SITE 01/17/06	5.99
01/17/06	YOURMUSIC.COM CS@YRMUS.COM IN 1241279 CD SUBSCRIPTION SITE 01/17/06	5.99

02119 80290407 02561

Feb-14-2006 11:07am From:ALSTON AND BIRD

4048817777

T-007 P.001/003 F-812

2006 FEB 14 PM 1:52

This facsimile message and its contents are legally privileged and confidential information intended solely for the use of the addressee. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, copying or other use of this message and its contents is strictly prohibited. If you have received this telecopy in error, please notify us immediately by telephone and return the original message to us at the address shown below via the Postal Service. Thank You.

ALSTON & BIRD LLP

One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3424
404-881-7000
Fax 404-881-7777

TELECOPY

PLEASE DELIVER AS SOON AS POSSIBLE

Date:

February 14, 2006

Recipient:

Mail Stop 16

Company:

Director of the US Patent &
Trademark Office

Fax Number:

571-273-6500

Voice Number:

Sender:

Scott E. Brient

Message:

Number of Pages: (including cover page)

3

IF NOT RECEIVED PROPERLY, PLEASE NOTIFY US IMMEDIATELY AT 404-881-7728.

USER CODE:	BRIES	REQUESTED BY:	Laisha Richardson
CLIENT/MATTER:	028/006	OPERATOR:	

Alston & Bird



PATENT

JRW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/726,419
Applicant(s): Brient
Filed: December 2, 2003
Art Unit: 3751
Examiner: Maust, Timothy Lewis
Title: METHODS AND APPARATUSES FOR DISPENSING
CONDIMENTS

Confirmation No.: 6795

Docket No.: 028/006

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of 3 months to respond to the Office Action dated 6/24/2005.

2. Applicant is ☒ a small entity; ☐ other than a small entity.

3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

Total Months Requested	Fee For Other Than Small Entity	Fee for Small Entity
<input type="checkbox"/> one month	\$120.00	\$60.00
<input type="checkbox"/> two months	\$450.00	\$225.00
<input checked="" type="checkbox"/> three months	\$1,020.00	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00
<input type="checkbox"/> five months*	\$2,160.00	\$1,080.00

*Cannot be used to exceed six-month statutory limit for response to an Official Action.

☒ A USPTO credit card payment form (PTO-2038) in the amount of \$510.00 is enclosed.

Respectfully submitted,

Scott E. Brient
Registration No. 44,561

01/03/2006 MBERHE 00000012 10726419

01 FC:2253 510.00 OP

Scott E. Brient
625 Highlands Court
Roswell, GA 30075
Tel: 404 881-7728
Fax 404 253-8291

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 27, 2005

Scott E. Brient

Adjustment date: 03/03/2006 SFELEKE1
01/03/2006 MBERHE 00000012 10726419
01 FC:2253 -510.00 OP

Refund Ref: 03/03/2006 0030029544

Credit Card Refund Total: \$510.00

Am Exp.: XXXXXXXXXXXX4004